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Figure 5: Flow Chart Illustrating Mitigation Alternatives for a Larger Disturbance

(See N.J.A.C. 7:7A-15.6 for complete requirements)

Will you:

- •Disturb 1.5 acres or more of intermediate or exceptional value freshwater wetlands; or
- •Disturb 1.5 acres or more of state open waters?



Is it feasible for you to create, restore or enhance onsite?



Go to Figure 4: Illustration of Mitigation Requirements for a Smaller Disturbance.

You must create, restore or enhance onsite.



Can you:

- •Purchase appropriate credits from:
- •A bank in the same *[watershed]* **HUC-11* as the disturbance;
- •A bank in an adjacent *[watershed]* *HUC-11* to the disturbance, and in the same watershed management area as the disturbance; or
- •A bank approved by the Council prior to January 1, 1999 which includes the disturbance site in its bank service area; or
- •Feasibly restore, create, enhance, or preserve uplands in the same *[watershed]* *HUC-11* as the disturbance, or in an adjacent *[watershed]* *HUC-11* within the same watershed management area?



You must purchase these credits; or restore, create, enhance, or preserve uplands offsite in the same *[watershed]* *HUC-11* as the disturbance, or in an adjacent *[watershed]* *HUC-11* within the same watershed management area.



Can you:

- •Purchase appropriate credits from a bank which includes the disturbance site in the service area of the bank; or
- •Feasibly restore, create, enhance of preserve uplands in the same watershed management area as the disturbance?



You must purchase these credits; or restore, create, enhance, or preserve uplands in the same watershed management area as the disturbance.



Is a monetary contribution to the Mitigation Council practicable and feasible?



You must contribute the amount required at N.J.A.C. 7:7A-15.8(g).



You must obtain approval of a specific parcel from the Mitigation Council and donate it as directed.

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